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IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

OLANDO E. GRAVES,

No. C 06-00929 CRB

Plaintiff,

ORDER OF REFERRAL

v.

PENINSULA AUTO MACHINISTS LODGE NO. 1414, et al.,

Defendants.

Defendant IAP World Services, Inc. has moved to dismiss the complaint on the ground that it is barred by res judicata, and in particular, by the completed proceedings in another case before this Court, <u>Graves v. Johnson Control World Services</u>, 05-1772 SC. It therefore appears that this action is related to 05-1772 within the meaning of Civil Local Rule 3-12(a). Accordingly, pursuant to Local Rule 3-12(c), this action is referred to the Honorable Samuel Conti to consider whether the two cases are related.

In light of the referral, the June 16 hearing on defendant's motion to dismiss is VACATED.

IT IS SO ORDERED.

Dated: June 2, 2006

CHARLES R. BREYER UNITED STATES DISTRICT JUDGE

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